

ESTTA Tracking number: **ESTTA182041**

Filing date: **12/19/2007**

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE  
BEFORE THE TRADEMARK TRIAL AND APPEAL BOARD

Proceeding	92047326
Party	Plaintiff Jacqueline Alexander
Correspondence Address	JANE ECKELS DAVIS WRIGHT TREMAINE LLP 1201 THIRD AVENUE, SUITE 2200 SEATTLE, WA 98101 UNITED STATES janeeckels@dwt.com
Submission	Stipulated/Consent Motion to Extend
Filer's Name	Jane Eckels
Filer's e-mail	janeeckels@dwt.com
Signature	/jane eckels/
Date	12/19/2007
Attachments	Stipulation.PDF ( 3 pages )(76402 bytes )

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**  
**BEFORE THE TRADEMARK TRIAL AND APPEAL BOARD**

Jacqueline Alexander,  Petitioner,  vs.  Choon Nakamura,  Respondent.	CANCELLATION No. <b>92047326</b>  U.S. TM Reg. No.: <b>2627767</b>  Mark: <b>NOODLES</b>  Registration Date: <b>October 1, 2002</b>
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Commissioner for Trademarks  
P. O. Box 1451  
Alexandria, VA 22313-1451

**STIPULATION AMONG PARTIES TO EXTEND TIME FOR DISCOVERY  
DEADLINES**

**TBMP Sections 403; 501.03; and 509**

Petitioner and Respondent, being all parties to the above-identified cancellation proceeding, by and through their respective attorneys, hereby consent to a sixty (60) day extension of time in which to undertake discovery and for the subsequent trial dates filed in the above-referenced matter. The new deadline for the discovery period to close and subsequent trial dates is now as follows:

Close of Discovery:	<b>February 17, 2008</b>
30-day testimony period for Petitioner to close:	<b>May 17, 2008</b>
30-day testimony period for Respondent to close:	<b>June 17, 2008</b>
30-day rebuttal testimony period for Petitioner to close:	<b>August 30, 2008</b>

The extension of time is made for the purpose of continuing settlement negotiations and also concluding the matter, and is not made for the purpose of unnecessary delay.

The parties have been in discussions regarding settlement negotiations to resolve the present matter. On December 17, 2007, the parties reached an agreement in principle. However, they still require time to document their agreement and address the relevant details. Given the upcoming holidays and the parties respective schedules, on December 18, attorney for Respondent, Ms. Tyler proposed a 60 day extension of time to the close of discovery and other trial dates for this purpose, and attorney for Petitioner, Ms. Eckels, agreed.

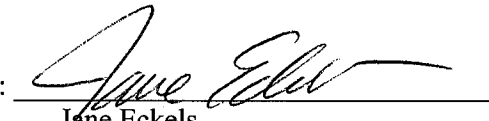
The parties believe that good cause exists for the extension of time to the discovery deadlines, that it will conserve judicial and other resources, and facilitate a fuller and more efficient resolution of the disputed matters.

Respectfully submitted,

DAVIS WRIGHT TREMAINE LLP

Dated: December 19, 2007

By:

  
Jane Eckels  
Attorney for Petitioner,  
Jacqueline Alexander

DAVIS WRIGHT TREMAINE LLP  
Suite 2200  
1201 Third Avenue  
Seattle, WA 98101-3045  
Phone: (206) 757-8037  
Fax: (206) 757-7037  
e-mail: janeeckels@dwt.com

### CERTIFICATE OF SERVICE

I hereby certify that a true and complete copy of the foregoing **STIPULATION AMONG PARTIES TO EXTEND TIME FOR DISCOVERY DEADLINES** was served on the interested party in the above action via first class mail and email transmission to Respondent's counsel, Kathryn Tyler, at the following address:

Kathryn Tyler  
Tyre Kamins Katz & Granof  
1880 Century Park East, Ste. 300  
Los Angeles, CA 90067-1666

KTyler@TyreKamins.com

Kris Namann